IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2243 OF 2005
IN
APPEAL (L) NO.593 of 2005
IN
COMPANY PETITION NO.983 OF 2003

R.B.Industrial Constructions
(Pune) Pvt. Ltd. .. Applicant

V/s

Tata Toyo Radiators Ltd. .. Respondent

Shri.Abhay Rane i/b. Madhav Jamdar for the Applicant.
Shri.Paniwala i/b. Mulla & Mulla for the Respondent.

CORAM : DR.S.RADHAKRISHNAN &

S.J.VAZIFDAR, JJ.

DATE : 10TH MARCH, 2006.

P.C.:

1. Heard the learned Counsel for the Applicant and the learned Counsel for the Respondent. By this Notice of Motion, the Applicant is seeking condonation of 88 days delay. Perused the Notice of Motion and the affidavit-in-support thereof. For the reasons stated in the affidavit-in-support of the Notice of Motion, sufficient cause is made out for condoning the delay. There is no case of inaction, negligence or want of bonafide on the part of the Applicant. Hence, Notice of Motion is made absolute in terms of prayer clause(a).

(DR.S.RADHAKRISHNAN,J.)

(S.J.VAZIFDAR,J.)